

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Barry A. Morgan et al.
 Serial No. : 09/980,133
 Filed : November 27, 2001
 Title : NEUROMEDIN B AND SOMATOSTATIN RECEPTOR AGONISTS

Art Unit : Unknown
 Examiner : Unknown

BOX PCT
 Commissioner for Patents
 Washington, D.C. 20231

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

Responsive to the communication dated March 22, 2002 (copy enclosed), applicants respectfully submit that a Sequence Listing is not required for the instant application. All sequence disclosures in the instant application are D-amino acid sequences and are therefore excluded from the rules under 37 CFR §1.821-1.825.

Applicants invite the Examiner to specify the location of sequence disclosures in the instant application that are encompassed by the rules under 37 CFR §1.821-1.825 in the event that said sequence disclosures were inadvertently overlooked.

Please apply any charges or credits to Deposit Account No. 06-1050, referencing attorney docket no. 00537-190002.

Respectfully submitted,

Date: April 5, 2002

Jeffrey D. Hsi
 Reg. No. 40,024

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 10174796.doc

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I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit April 5, 2002

Signature Leroy Jenkins

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Leroy Jenkins

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JDH

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U.S. APPLICATION NUMBER NO. 09/980,133	FIRST NAMED APPLICANT Barry A Morgan	ATTY. DOCKET NO. 00537-190002
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INTERNATIONAL APPLICATION NO.

PCT/US00/15396

IA FILING DATE 06/05/2000	PRIORITY DATE 06/04/1999
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Y. Rocky Tsao
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MAR 28 2002

FISH & RICHARDSON, P.C.
BOSTON OFFICE

CONFIRMATION NO. 8080

371 FORMALITIES LETTER



OC000000007684702

Date Mailed: 03/22/2002

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Priority Document
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration

Forward to Biomeasure

Initials _____ On _____

Docketed By Practice Systems	
Action Code:	Sequence Listing
Filing Date:	2-14-02
Due Date:	4-14-02
Deadline:	8-14-02
Initial:	JMG

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

Applicant is required to complete the response within a time limit of **ONE MONTH** from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
- A copy of the "Sequence Listing" in computer readable form has been submitted. The content of the computer readable form, however, does not comply with the requirements of 37 CFR 1.822 and/or 1.832, as indicated on the attached marked-up copy of the "Raw Sequence Listing."
- APPLICANT MUST PROVIDE:

- An initial or substitute computer readable form (CRF) of the "Sequence Listing."
- An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.

• For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
- A copy of the "Sequence Listing" in computer readable form has been submitted. The content of the computer readable form, however, does not comply with the requirements of 37 CFR 1.822 and/or 1.832, as indicated on the attached marked-up copy of the "Raw Sequence Listing."

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 305-3734

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/980,133	PCT/US00/15396	00537-190002